

1 AN ACT concerning regulation.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The MC/DD Act is amended by adding Section 2-204
5 as follows:

6 (210 ILCS 46/2-204 new)

7 Sec. 2-204. DD Facility Advisory Board. The DD Facility
8 Advisory Board established under Section 2-204 of the ID/DD
9 Community Care Act shall advise the Department of Public Health
10 on all aspects of its responsibilities under this Act,
11 including the format and content of any rules adopted by the
12 Department of Public Health. Any such rules, except emergency
13 rules adopted pursuant to Section 5-45 of the Illinois
14 Administrative Procedure Act, adopted without obtaining the
15 advice of the DD Facility Advisory Board are null and void. If
16 the Department fails to follow the advice of the DD Facility
17 Advisory Board, the Department shall, prior to the adoption of
18 such rules, transmit a written explanation of the reason
19 therefor to the DD Facility Advisory Board. During its review
20 of rules, the DD Facility Advisory Board shall analyze the
21 economic and regulatory impact of those rules. If the DD
22 Facility Advisory Board, having been asked for its advice,
23 fails to advise the Department within 90 days, the rules shall

1 be considered acted upon.

2 Section 99. Effective date. This Act takes effect upon
3 becoming law.